

THE HONORABLE MARY JO HESTON
CHAPTER 13

HEARING DATE: March 31, 2020

HEARING TIME: 1:00 P.M.

LOCATION: Vancouver, Washington

RESPONSE DATE: March 24, 2020

**IN THE UNITED STATES BANKRUPTCY COURT FOR THE
WESTERN DISTRICT OF WASHINGTON AT TACOMA**

In re:

Case No.: 19-42341-MJH

BILLY VERNON SHOPE and
NINA JANE SHOPE,

NOTICE OF AND MOTION FOR DISMISSAL
PURSUANT TO 11 U.S.C. § 1307(c)

Debtors.

NOTICE

YOU ARE HEREBY NOTIFIED that a hearing on Trustee's Motion to Dismiss will be heard before the Honorable Mary Jo Heston at **1:00 P.M. on March 31, 2020**, at the Vancouver Federal Building, 500 West 12th, 2nd Floor, Vancouver, WA 98660.

IF YOU OPPOSE this motion, you must file your written response with the Court Clerk and deliver copies on the undersigned and all interested parties, **NOT LATER THAN THE RESPONSE DATE**, which is **March 24, 2020**. You should also appear at the time of hearing. If you fail to do so, the Court may enter an order granting the motion without any hearing and without further notice.

Michael G. Malaier
Chapter 13 Standing Trustee
2122 Commerce Street
Tacoma, WA 98402
(253) 572-6600

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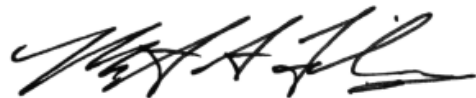
MOTION

COMES NOW, Michael G. Malaier, the Chapter 13 Trustee and alleges as follows:

1. Debtors filed this case on **July 18, 2019**. The case was confirmed by order of the Court on **October 3, 2019**.
2. Pursuant to the confirmed plan, Debtors are required to make plan payments of **\$1,860.00** per month. Debtors are presently delinquent in plan payments in the amount of **\$9,660.00**, supported by the Declaration filed herewith.
3. Debtors have defaulted under the terms of the Plan as follows: § 1307(c)(1) unreasonable delay by the debtor that is prejudicial to the creditors, § 1307(c)(6) failure to remit plan payments.

WHEREFORE the Trustee prays that this case be dismissed and closed.

DATED this 18th day of February, 2020 at Tacoma, Washington.



Mathew S. LaCroix, WSBA# 41847 for
Michael G. Malaier, Chapter 13 Trustee